

Saguache County Board of Commissioners met in regular session Tuesday, Sept 07, 2010 with the following present:

Sam Pace, Chairman
Mike Spearman, Co-Vice Chair
Linda Joseph, Co-Vice Chair
Wendi Maez, Co-Administrator
Lyn Zimmer, Co-Administrator
Ben Gibbons, County Attorney
Melinda Myers, Secretary and Clerk to the Board

Meeting called to order by Chair Pace at 9:02 A.M.

Additions or Deletions to the Agenda.

1. Add Cynthia Barns for Executive Session at 11:15.
2. Randal Arredondo will not be in at 1:00.

Spearman moved to approve the agenda as amended. Joseph seconded the motion. The vote was three Ayes.

Reading and approval of minutes of August 17, 2010.

Spearman moved to approve the minutes of August 17, 2010. Joseph seconded motion. The vote was three Ayes.

Review of Mail and other correspondence:

1. **USDA Forest Service, Saguache Ranger District** sent a letter preparing an Environmental Assessment for the relocation of segments of the Continental Divide National Scenic Trail, from Windy Peak to the La Garita Wilderness. (8/17/10)
2. **Orient Land Trust** sent a letter to Joseph Vieira, Project Manager for the BLM Geothermal Leasing EA. OLT is dedicated to preserving the natural biological resources, wildlife habitat, open space, agricultural lands, and historic & geologic features of the Northern San Luis Valley. (8/17/10)
3. **The Arkansas Basin Roundtable** sent the Agenda for the Wednesday, August 18, 2010 meeting on the How we will meet our 21st Century water needs. (8/18/10)
4. **Colorado Counties, Inc** sent a letter on the Southern District Handouts. (8/23/10)
5. **SLV Ecosystem Council** sent an invitation for benefit performance of Save Sheldon on Saturday, August 28, 2010 at the Sand Dunes Visitor Center. (8/23/10)
6. **Michael Bennet, US Senate** sent a letter to amend the National Trails System Act to provide study of the Pike National Historic Trail. (8/23/10)
7. **Denver Health** sent the 2010 Annual Report. (8/23/10)
8. **Michael Bennet, US Senate** sent a letter in regards to Secure Rural Schools and Community Self-Determination Act. (8/25/10)

9. **Liz Durston** sent a letter thanking the BOCC for the funding for the Fire Mitigation Program. (8/25/10)
10. **Frank Muniz, Veterans Service Officer** sent an updated letter on the number of Veterans transported for 2009-2010. (8/27/10)
11. **Daniel S. Johnson** brought in the August 2010 report for the Saguache County Fire Mitigation Program. (8/30/10)
12. **State of Colorado Public Health** sent a letter in regards to the Compliance Advisory, Saguache County Landfill. (8/19/10)
13. **State of Colorado Public Health** sent a letter in regards to the Compliance Advisory, Saguache County Landfill. (8/27/10)
14. **Mr. & Mrs. Bill Case** sent a letter to the BOCC on the August 26, meeting on the opposition to Sam Brian's application for Medical Marijuana greenhouse & dispensary. (8/31/10)
15. **Colorado Counties, Inc.** sent the Memorandum for the CCI Legislative Committee & Business meeting on Friday, October 1, 2010 in Denver, Co. (9/2/10)
16. **Gunnison Conservation District** sent the Ranger Rider Newsletter, Summer Issue 2010, August 20, 2010 Vol. XXI No. 3. (9/2/10)
17. **Wildrose Audit Division** sent in meeting letter at September 7, 2010 at 10:00 a.m. Exit interview for the Assessor with an invitation to the County Board of Equalization. (9/1/10)
18. **ScSEED** sent an email to the Commissioners requesting that the Sales Tax Grant that was awarded in the Spring cycle for the Biomass project be granted an extension to June 2011 in order to complete the Biomass project campaign. Commissioners agreed.
19. **Elinor Laurie, Gunnison Sage Grouse** committee member sent Commissioner Joseph an email concerning comments for Air Force fly-overs proposed in Northern New Mexico and Southern CO, including Saguache County and its effects on the Gunnison Sage Grouse in Saguache County.

Introduction of Guests: Steve Carlson; Matie Bell Lakish – Crestone Eagle; Matt Hildner – Pueblo Chieftain; June Savage – SLVRCA; Cynthia Barnes – CTSI; Jerry Burton – CBPC; Erin Minks; Andrew Archuleta – USFS/ BLM.

Commissioners Reports:

Sam Pace reported:

- August 19 - South Central Seniors in Alamosa.
- August 30 – Attended the SLV Commissioners Meeting in Alamosa.
- Sept 4 - Attended the Crestone Energy Fair. Spoke with Jason Anderson on ideas for expanding the energy audits to more folks. Viewed Nick Chambers demonstrating the biodiegester co-sponsored by a county sales tax grant.
- Jeanna Paluzzi has requested a representative to the San Luis Valley Sustainable Energy Collaborative Steering Committee meetings. Spearman will attend on behalf of the County.

- Spoke with Kenny Biggs on Road & Bridge issues.
- Discussed writing a comment letter regarding the military fly overs.
- Held discussions with Assessor Jackie Stephens about taxes.

Linda Joseph reported:

- August 18- Attended a meeting of the interim board of the Council of Governments, at Development Resources Group in Alamosa. Worked with Admin and DRG to invite the Towns to a COG information dinner meeting, Sept 9th.
- Attended a teleconference of the Trauma Center Designation Fee Committee of the State Emergency Medical & Trauma Advisory Committee.
- August 25 - Attended a ScSEED Board meeting. An extension of deadline for submissions in the Biomass contest is requested, as summarized by Kim Smoyer in an email.
- August 26 - Attended the Northern SLV Conservation Roundtable, hosted by the Forest Service in Saguache. The next meeting will be in November, with property owners along the San Luis Creek corridor.
- August 28 - Attended the lunch meeting of the steering committee that is organizing a traditional Pow Wow in the Town of Saguache in 2011.
- Attended the 1st Annual Saguache Art Walk, which was a great success
- August 30 - Attended a meeting hosted by GOCO in Denver for Local Government and Stakeholders input. Spoke with Tim Wohlgenant, CO State Director for the Trust for Public Land, who would like to come to a future BOCC meeting to update us on projects in our region.
- August 31 - Sept 1 -Stayed the SEMTAC Public Policy & Finance Committee meeting in Colorado Springs.
- Sept 1-2 -Stayed on for the quarterly RETAC Forum, also in Colorado Springs
- Sept 4 - Attended the Crestone Energy Fair. Spoke with Jason Anderson, who says energy audits are infrequent due to economic constraints. Also, Tom Tucker - Biosphere Coalition, regarding issues on Cottonwood Creek, as summarized in an email to the BOCC.

Mike Spearman reported:

- Sept 2 - Met with Chella Moores to sign Blue Waters contract.
- Aug 30 - Met with Virginia Sutherland's with 10-12 people about the solar project.
- Sept 6 - Met with several people at George Whitten's about the solar project.

Wendi Maez & Lyn Zimmer – Co-administrator report:

- Second quarter Public Trustee report for calendar year 2010 has been received from Connie Trujillo, County Treasurer.
- Budget work continues, the Board asked for a contingency budget to be prepared also in case the Amendments 60 and 61 and Proposition 101 pass.
- Met with Cynthia Barnes Tuesday, August 31 for about an hour. She also called Friday and said she would come to the Board meeting on Sept. 7, 2010.
- Bids for front side walk and covering are in. We received 2 bids – One for \$6,350 from TEMC LLC. and one from Stehwein Construction, LLC for \$14,857.50.
- Kim Smoyer has requested permission to use the County Logo on a Buy Local campaign that ScSeed is putting together. The Board approved the use by ScSEED.

- A joint meeting with the BOCC and the Towns within Saguache County has been scheduled for Thursday, September 9th. The meeting will be held at the 4th Street Diner.
- Pace and Maez attended the Valley BOCC meeting on August 30th. Jeannie Paluzzi gave an update on the Community Energy grant that she is working on. Paluzzi would like a representative from each County to be appointed to the Community Energy work group.
- All staff in the Administration and Land Use offices is in the process of updating job descriptions at this time.
- Received a letter from the Saguache County Museum requesting the 2010 \$3,000 donation from the Board. Also Liability insurance reimbursement for the Museum Grand Opening in May, and they want to know the balance in the Conservation trust account. Zimmer will follow-up.

Break

Wendi Maez - Land Use report:

- The SCPC would like to recommend that a moratorium be placed on all medical marijuana applications until regulations can be completed and more information on how to handle the applications can be created. Attorney Gibbons advised that it may not serve any purpose at this time, since the State moratorium is in place.
- A meeting with Diane Dunlap, medical marijuana facility owner, Caren Kershner, medical marijuana facility employee and Mark Bustos, medical marijuana facility owner in Alamosa County has been set for Thursday, September 16th from 9am-11am to help the PC members try and get more knowledge about the medical marijuana field.
- Community meeting for Solar Reserve 1041 permit is scheduled for Tuesday, September 14th from 6pm to 7:30pm at the Center School Auditorium. Solar Reserve will also be hosting an open house on Monday, September 13th. Written comment deadline has been extended to Sept 17, 2010.
- Solar Reserve will be signing the Escrow Agreement and getting it to me by the end of next week.
- No additional information has been received from Tessera at this time.
- Mary Anne Kurtinaitis from BLM sent the Draft Solar PEIS that is ready for review. Her email was forwarded to all BOCC members on August 31st. This is the internal draft that had the link to review the draft listed in the email.
- The Gallegos, Martinez, Romo Subdivision request that was approved on July 6, 2010, was signed.
- Letter sent to Santa Fe Community School concerning the Concert held in July. Waiting for reply. Maez will provide Commissioners with a copy.
- Presented a contract with Russell Engineering for the Solar Reserve project, which includes an additional public meeting, Chair Pace signed it.

Pace moved to table the Cecil Hart – Landowner Mark Bustos application to the next meeting since the applicant did not attend the Sept 7 meeting. Spearman seconded the motion. The vote was three Ayes.

- Cecil Hart – Landowner Mark Bustos – Applicant - This request is to grow Medical Marijuana in yard and house. No infused products will be manufactured at this location. Postponed due to the absence of the applicants.

Ben Gibbons - County Attorney Report:

Joseph moved to enter into Executive Session at 11:30 A. M. for personnel purposes under CRS 24-6-402(4)(f)(I) for Road & Bridge and for legal consultation purposes under CRS 24-6-402(4)(b). Spearman seconded the motion. The vote was three Ayes.

Joseph moved to return to regular session at 12:15 P. M. Spearman seconded the motion. The vote was three Ayes.

Adjourned for Lunch and at 12:15 P. M.

Resumed meeting at 1:10 P. M.

Randal Arredondo - Road & Bridge and Landfill Report:

Spearman moved to retain 85% of Title I, 10% Title II and 5% Title III of the Secure Rural Schools and Community Self Determination Act funds. Joseph seconded the motion. The vote was three Ayes.

- Federal forest payment and Secure Rural Schools and Community Self Determination Act Election Form was signed.
- Town of Saguache wants help with the paving of Main Street. Pace had questions on the how the accounting for the grant would be split between the Town and the County.
- Materials have been ordered for the new Jail roof. Work will begin soon and Arredondo would like to hire outside help if he has to pull his people away to do road work. The Board approved of the idea.
- R&B will be closed all next week for safety training.
- Done with the chip seal and will be painting stripes soon.
- Landfill – received a contact from Mr. Cordova, New Mexico, who presented a proposition to bale tires for \$2.00/tire and then eventually remove the bales when he can sell them.
- Contacted by Eddie Garcia from the Town of Center on the Landfill dumping of wreckage from the White House in Center at a reduced rate.
- Spoke with the Darrel Dearborn at the Colorado Dept of Public Health and Environment regarding upgrades at the Landfill. Arredondo will make the changes and send the photos into the State.

Joseph moved to convene as Saguache County Public Health Agency Board at 2:25 P.M. Spearman seconded the motion. The vote was three Ayes.

Della Vieira - Saguache County Board of Health

Joseph moved to approve the agreement between Rio Grande County Public Health Agency and Healthy Communities and Saguache County Public Health Agency. Spearman seconded the motion. The vote was three Ayes.

Spearman moved to approve the HIPPA Business Associate Agreement for Saguache County Public Health Agency. Joseph seconded the motion. The vote was three Ayes.

- Healthy Living contract with Rio Grande PH submitted for signature. Contract agreement was reviewed by County Attorney Ben Gibbons.
- Review of budget adjustments for 2010, account reconciliation between PH & DSS.
- Financial management improvements for 2010-2011:
 - a. Quick books purchased in July; WSB willing to help set up accounts, will need 4 hrs technical assistance @ \$85/hr for Jenna's time to do so—request to BOCC to approve expenditure of \$340.
 - b. Interviewing for new Office manager this week; orientation with Admin early Oct.
 - c. Reassess PCP training practices to make these more cost-effective.
 - d. Medicare billing re-approved for Influenza/pneumonia vaccination 2010-2011 season.

Spearman moved to adjourn the Saguache County Public Health Agency Board and return to regular meeting at 3:15 P.M. Pace seconded the motion. The vote was three Ayes.

Break

Andrew Archuleta-USFS/BLM report:

- Missed the Planning Commission meeting on Medical Marijuana.
- Awarded the contract for the Camino Chamisa design.
- Work on the North Crestone picnic ground at the trailhead is done – looks good.
- Timber sale off 41 G is finished.
- San Isabel thinning green firewood permits still ongoing.
- Fire in Deadman Creek started Sunday Aug28 and is considered completely out.
- ATV fatality occurred near Poso Campground on a Forest Service Road.
- Range PA received comments.
- USFS has some concerns about the concentrated solar facility near Center and the impacts, especially, visual.
- Received lots of proposals for RAC projects. USFS would like feedback from the Board on the proposals to make sure they complement County objectives.
- USFS has the files for RS2477 and several people came in to review them.

Bill Paying

Joseph moved to adjourn at 3:05 P.M. Spearman seconded the motion. The vote was three Ayes.

Respectfully Submitted,

Melinda Myers Secretary to the Board of County Commissioners

Minutes Approved September 14, 2010

Chairman of the Board

Attest

Commissioner

Commissioner